

**CIVIL ACTION NO.
2:15-cv-00274-MHH**

Defendant Freedom Rain, Inc. (“Freedom Rain”) moves this Court, pursuant to Rule 56 of the Federal Rules of Civil Procedure, for an order of summary judgment on the threshold issue of whether Freedom Rain’s rehabilitation program participants, participating in work therapy internally at the Lovelady Center or externally at Freedom Rain’s thrift store, were its employees under the Fair Labor Standards Act. In support of this motion, Freedom Rain states that no genuine issue of material fact exists as to the relationship between Freedom Rain and its rehabilitation program participants, who were not its employees.

This motion will be supported by a brief in support of motion for summary judgment and evidentiary submission, which Freedom Rain will file contemporaneously with this motion.

Freedom Rain respectfully requests that this Court enter partial summary judgment as to this threshold issue.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on April 8, 2016, I served the foregoing via CM/ECF, on the following:

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